

DALE FARM HOUSING ASSOCIATION

Secretary
 Grattan Pixon
 1 John Harper Street
 Colchester CO1 1RP

Cllr Tony Ball
 Leader
 Basildon Borough Council

8 June 2011

ENFORCEMENT NOTICES

Dear Cllr Ball,

Most of you have been made aware by now of the research conducted by Carta Developers for the DFHA and Gypsy Council into the status of the Enforcement Notices issued to residents at Dale Farm.

In addition you will already have copies of the Secretary of State's relevant decision letters.

Attached is a copy of the report prepared by Carta Developers who on our behalf to establish a consensus with Basildon Borough Council as to the status of the notices against the land.

We note that Carta have been seeking clarification on these issues from the Council for some time. A copy of the report was provided on 1 June 2011. Clarification on individual cases was sought by the DFHA as long ago as last year.

In brief, it is our understanding from the research that elements of Dale Farm's present use are lawful, and that they are not the subject of valid enforcement notices. We presume the Council are now considering the matters raised in detail in the Carta Report, as large sums of public money have been engaged and spent on the issue, and many more millions are apparently about to be spent on an eviction operation by Constant & Co. without proper scrutiny of the legal situation.

In order to arrive at the desired consensus as to what the facts are regarding enforcement, we would like to invite any or all of you addressed here to take part in a tour of inspection at Dale Farm. It would be helpful and instructive to walk around Dale Farm and look at each of the individual properties, and compare what you see on the ground with the data provided by the Carta Report.

We shall be forwarding an additional report identifying what actually happens when a Council takes enforcement action under s178 TCPA without first determining that its notices give it the legal right to take action and, further, that its acts are reasonable.

Myself and others members of the DFHA will be glad to accompany those of you who feel it would be worthwhile to accept this invitation. Please bear in mind that as the threat of eviction currently hangs over our members, we feel there is an urgent need to clarify this situation and therefore request that a thorough inspection take place before 14 June.

Sincerely

Grattan Puxon
secretary
Dale Farm Housing Association